

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**SIXTEENTH DAY'S PROCEEDINGS**

**Thirty-second Regular Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, April 25, 2006

The House of Representatives was called to order at 2:00 P.M.,  
by the Honorable Joe R. Salter, Speaker of the House of  
Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their  
names:

**PRESENT**

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White

Durand  
Erdey  
Fannin  
Farrar  
Total - 103

McDonald  
McVea  
Montgomery  
Morrell

Winston  
Wooton

ABSENT

Jefferson  
Total - 1

The Speaker announced that there were 103 members present  
and a quorum.

**Prayer**

Prayer was offered by Dr. Jake Roudkovski.

**Pledge of Allegiance**

Rep. Arnold led the House in reciting the Pledge of Allegiance  
to the Flag of the United States of America.

**Reading of the Journal**

On motion of Rep. Odinet, the reading of the Journal was  
dispensed with.

On motion of Rep. Bruneau, the Journal of April 24, 2006, was  
adopted.

**Petitions, Memorials and**  
**Communications**

The following petitions, memorials, and communications were  
received and read:

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

April 25, 2006

To the Honorable Speaker and Members of the House of  
Representatives:

I am directed to inform your honorable body that the Senate has  
concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 123  
Returned without amendments

House Concurrent Resolution No. 124  
Returned without amendments

House Concurrent Resolution No. 129  
Returned without amendments

House Concurrent Resolution No. 134  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN**  
**SENATE CONCURRENT RESOLUTIONS**

April 25, 2006

To the Honorable Speaker and Members of the House of  
Representatives:

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I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 38

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### SENATE BILLS

April 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 140, 525, 562, 573, 575, and 741

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

#### SENATE BILL NO. 140— BY SENATOR ELLINGTON

##### AN ACT

To amend and reenact R.S. 9:154(A)(3), relative to unclaimed property; to reduce the time period under which certain stocks and related distributions are presumed abandoned; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 525— BY SENATOR N. GAUTREAUX

##### AN ACT

To enact Subpart G of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4694 through 4698, relative to the establishment of the terms "Cajun" and "Louisiana Creole" as certification marks; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 562—

BY SENATORS BAJOE, CHEEK, N. GAUTREAUX, HINES, JACKSON, MCPHERSON, MOUNT, NEVERS AND SCHEDLER AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER

##### AN ACT

To amend and reenact R.S. 28:22.7(B) and R.S. 36:251(C)(1) and 258(F),(G),(H), and (I) and to enact R.S. 36:258(J) and to repeal R.S. 36:254(G), relative to the office of aging and adult services; to place the office within the Department of Health and Hospitals; to transfer the Villa Feliciana Medical Complex to the office of aging and adult services; to provide for the purpose and function of the office of aging and adult services;

to provide for an effective date; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 573—

BY SENATOR N. GAUTREAUX

##### AN ACT

To enact R.S. 3:4617(F), relative to the Louisiana Weights and Measures Law; to provide for the commercial use of the terms "Cajun" and "Louisiana Creole"; to provide the legislative determinations; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 575—

BY SENATOR BARHAM

##### AN ACT

To amend and reenact R.S. 49:257(B), (C), (D), (E) and (F) and to enact R.S. 49:257(G), relative to legal representation of certain state agencies; to provide for requiring reporting of state entities contracts with private legal counsel to the Louisiana attorney general; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 741 (Substitute of Senate Bill No. 50 by Senator Marionneaux)—

BY SENATOR MARIONNEAUX

##### AN ACT

To amend and reenact R.S. 14:103, relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace regarding funerals; to provide for additional penalties; and to provide for related matters.

Read by title.

### House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

#### HOUSE CONCURRENT RESOLUTION NO. 125— BY REPRESENTATIVE SCHNEIDER

##### A CONCURRENT RESOLUTION

To urge and request the division of administration, office of statewide reporting and accounting policy, to prepare a separate report in a brief, objective, and easily understood format regarding the receipt and expenditure of funds distributed to the state as a result of Hurricanes Katrina and Rita.

Read by title.

Under the rules, the above resolution was referred to the Committee on Appropriations.

#### HOUSE CONCURRENT RESOLUTION NO. 127— BY REPRESENTATIVE DURAND

##### A CONCURRENT RESOLUTION

To create the Louisiana Healthcare Redesign Collaborative for the purpose of advising the Department of Health and Hospitals (DHH) in the development and implementation of a practical blueprint for an evidence-based, quality driven health care system for Louisiana that will guide overall health care policy and systems development in Louisiana, with an initial focus on rebuilding health care capacity in the hurricane-affected areas of the state.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

**HOUSE CONCURRENT RESOLUTION NO. 128—**

BY REPRESENTATIVE DURAND

**A CONCURRENT RESOLUTION**

To create and provide for the Central Acadiana Tourism Development Advisory Commission to study and make recommendations relative to regional tourism development in the parishes of Acadia, Iberia, Jefferson Davis, Lafayette, St. Mary, St. Martin, St. Landry, and Vermilion.

Read by title.

**Motion**

On motion of Rep. Durand, the resolution was returned to the calendar.

**HOUSE CONCURRENT RESOLUTION NO. 132—**

BY REPRESENTATIVE KATZ

**A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to erect signs indicating the location of Antique Alley in West Monroe.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

**HOUSE CONCURRENT RESOLUTION NO. 133—**

BY REPRESENTATIVE BADON

**A CONCURRENT RESOLUTION**

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to establish a statewide planning and mapping system for the evacuation or use of public buildings by response agencies in times of disaster or emergencies.

Read by title.

Under the rules, the above resolution was referred to the Committee on Judiciary.

**Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 16—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request the Department of Wildlife and Fisheries to allow an incidental catch of spoonbill catfish.

Read by title.

On motion of Rep. Farrar, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 41—**

BY SENATOR QUINN

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to redirect and make available to Louisiana federal contingency funds that were set aside through the Temporary Assistance For Needy Families (TANF) Emergency Response and Recovery Act of 2005 to be drawn by states receiving and hosting residents of Louisiana, Alabama, and Mississippi that were displaced by Hurricane Katrina and Hurricane Rita which remains unused.

Read by title.

On motion of Rep. Tank Powell, and under a suspension of the rules, the resolution was concurred in.

**Senate Bills and Joint Resolutions on  
Second Reading to be Referred**

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

**SENATE BILL NO. 2—**

BY SENATORS N. GAUTREAUX, CHAISSON, AMEDEE, BROOME, CAIN, DUPLESSIS, ELLINGTON, HOLLIS, JACKSON, MICHOT, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH, ADLEY, BAJOE, BARHAM, BOASSO, CHEEK, CRAVINS, DARDENNE, DUPRE, B. GAUTREAUX, JONES, LENTINI, MCPHERSON, MURRAY, QUINN, THEUNISSEN AND ULLO

**AN ACT**

To amend and reenact R.S. 14:43.1(C), 43.2(C), 43.3(C), 78.1(D), 81(C), and 81.1(E), and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

**SENATE BILL NO. 39—**

BY SENATOR B. GAUTREAUX

**AN ACT**

To amend and reenact R.S. 11:2258(C), relative to the Firefighters' Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**SENATE BILL NO. 43—**

BY SENATOR B. GAUTREAUX

**AN ACT**

To amend and reenact R.S. 11:779(C), 780(A), and 783(I)(1)(a), relative to the Teachers' Retirement System of Louisiana; to provide with respect to benefits; to provide for disability retirement; to provide for benefits for a survivor of a disability retiree; to provide for reexamination; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**SENATE BILL NO. 147—**

BY SENATOR ELLINGTON

**AN ACT**

To amend and reenact R.S. 40:1235.2(A)(1), relative to ambulance providers; to provide relative to licensure of ambulance services; to provide for exceptions; to expand the allowable distance to transport patients between hospital campuses without licensure as an ambulance provider; to provide definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

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### SENATE BILL NO. 210—

BY SENATOR JONES

#### AN ACT

To enact R.S. 42:1111(A)(4), relative to the Code of Governmental Ethics; to provide relative to the prohibition on the payment from nonpublic sources; to permit certain government employees to participate in a program established to reduce the burden of student loan debt; to provide relative to such program and such participation; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

### SENATE BILL NO. 215—

BY SENATOR ELLINGTON

#### AN ACT

To amend and reenact R.S. 9:154(A)(1), relative to unclaimed property; to reduce the time period under which travelers checks are presumed abandoned; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

### SENATE BILL NO. 251—

BY SENATOR FONTENOT

#### AN ACT

To amend and reenact R.S. 37:583(B)(2), 585(A), 586(A)(1), 601, 604(A), and 605(B), and to enact R.S. 37:392(C), relative to barbers and cosmetologists; to provide for qualifications to teach cosmetology, esthetics, or manicuring; to provide for conducting of examinations; to provide for inspections and citations issued by the Board of Barber Examiners; to provide for fines and penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

### SENATE BILL NO. 316—

BY SENATOR B. GAUTREAU

#### AN ACT

To amend and reenact R.S. 11:1732 (introductory paragraph) and (15), and 1763(J)(1) and (2), and to repeal R.S. 11:231(A)(7), relative to the Municipal Employees' Retirement System; to provide for average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for definition of terms; to provide for implementation; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

### SENATE BILL NO. 317—

BY SENATOR B. GAUTREAU

#### AN ACT

To amend and reenact R.S. 11:2179, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefit limits; to provide for maximum benefits; to provide for benefit adjustment based on age and years of service; to authorize the board of trustees to establish a trust for compliance with requirements of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

### SENATE BILL NO. 369—

BY SENATOR CRAVINS

#### AN ACT

To enact R.S. 33:9038.28, relative to special districts; to authorize the governing authority of the town of Washington to create a special district; to grant to such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

### SENATE BILL NO. 397—

BY SENATORS ELLINGTON AND ULLO

#### AN ACT

To enact R.S. 44:23, relative to applicability of public records laws; to provide for the application of such laws to preconstruction estimates for projects of the Department of Transportation and Development; to provide for procedures; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

### SENATE BILL NO. 588—

BY SENATORS MCPHERSON, BAJOE, CHEEK, JACKSON AND SCHEDLER

#### AN ACT

To amend and reenact R.S. 40:2116(B)(1) and to enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.47, relative to only adult residential care service providers who are enrolled as medicaid providers; to provide for purposes and definitions; to provide licensure, rules, regulations, and standards; to provide for license issuance, inspection and on-site application; to provide for operation without a license and penalties; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

### SENATE BILL NO. 611—

BY SENATOR ADLEY

#### AN ACT

To enact R.S. 27:306(A)(6) and (9), relative to the Video Draw Poker Devices Control Law; to provide relative to the licensing of qualified truck stop facilities; to require notice to the public prior to application of a truck stop facility for a license to operate video draw poker devices; to provide for signage and rezoning requirements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

### Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of Senate Bill No. 507.

**SENATE BILL NO. 507—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:128(B)(4), relative to the exemption from the Capital Outlay Act for certain university and higher education facility contracts; to provide that funding for such projects be made available to the office of facility planning and control; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

Rep. Alario moved that Senate Bill No. 507 be designated as a duplicate of House Bill No. 433.

Which motion was agreed to.

Rep. Alario moved that Senate Bill No. 507 be amended to conform with House Bill No. 433 and sent up the following floor amendments:

**HOUSE FLOOR AMENDMENTS**

Conforming amendments proposed by Representative Alario to Engrossed Senate Bill No. 507 by Senator Heitmeier (Duplicate of House Bill No. 433)

**AMENDMENT NO. 1**

On page 2, at the end of line 9, delete "if the treasurer's" and delete lines 10 and 11 in their entirety and insert a period "."

On motion of Rep. Alario, the amendments were adopted.

**Motion**

On motion of Rep. Alario, the above bill, as amended, was referred to the Legislative Bureau.

**Motion**

On motion of Rep. Alario, the Committee on Appropriations was discharged from further consideration of Senate Bill No. 563.

**SENATE BILL NO. 563—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 40:1724, relative to the Louisiana Building Code for State Owned Buildings; to provide relative to the authority of the office of facility planning and control to approve plans and specifications for state-owned buildings; to clarify that local permitting and review laws do not apply to state buildings; to allow rulemaking; to authorize the office of facility planning and control to impose fees on permitting and plan review; to provide an effective date; and to provide for related matters.

Read by title.

**Motion**

Rep. Alario moved that Senate Bill No. 563 be designated as a duplicate of House Bill No. 648.

Which motion was agreed to.

**Motion**

On motion of Rep. Alario, the above bill was referred to the Legislative Bureau.

**House and House Concurrent Resolutions  
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 34—**  
BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To direct the Department of Environmental Quality and the office of environmental education to cooperate with Keep Louisiana Beautiful, Incorporated to conduct a campaign to educate the public to prevent cigarette litter.

Read by title.

Reported favorably by the Committee on Environment.

On motion of Rep. Damico, the resolution was ordered engrossed and passed to its third reading.

**House Bills and Joint Resolutions on  
Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

**HOUSE BILL NO. 13—**

BY REPRESENTATIVE GREENE

A JOINT RESOLUTION

Proposing to amend Article V, Section 24 of the Constitution of Louisiana, to provide for the qualifications of office for judges of the supreme court, court of appeal, district court, family court, parish court, or court having solely juvenile jurisdiction; to provide for submission of the proposed amendment to the electors; to provide for an effective date; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 13 by Representative Greene

**AMENDMENT NO. 1**

On page 2, line 8, after "To" delete the remainder of the line

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 41—**

BY REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 33:2721.15, relative to Richland Parish; to authorize the governing authority of the parish to levy and collect an

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additional sales and use tax with voter approval; to provide for the use of such tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 48—

BY REPRESENTATIVE WHITE

#### A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D)(1) of the Constitution of Louisiana, to provide that for certain effects and purposes the Central community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of certain funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 55—

BY REPRESENTATIVE MCDONALD

#### AN ACT

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for an exemption from the fee on certain tire sales; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

On motion of Rep. Damico, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 121—

BY REPRESENTATIVES JOHNS AND CROWE

#### AN ACT

To enact R.S. 9:272(C), relative to covenant marriage; to provide relative to grounds for the dissolution of a covenant marriage; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 128—

BY REPRESENTATIVE GREENE

#### AN ACT

To amend and reenact Civil Code Articles 111 and 112, relative to an award of final spousal support; to require necessitous circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 128 by Representative Greene

#### AMENDMENT NO. 1

On page 1, line 14, after the comma "," and before "that" insert "based on the needs of that party and the ability of the other party to pay."

#### AMENDMENT NO. 2

On page 1, line 15, change "entitled to" to "awarded" and after "support" and before the period "." insert "in accordance with Paragraph B of this Article"

#### AMENDMENT NO. 3

On page 2, between lines 9 and 10, insert the following:

"Section 2. The provisions of this Act are intended to legislatively overrule the court's interpretation of Civil Code Articles 111 and 112 in *Hammack v. Hammack*, 1999-2809 (1<sup>st</sup> Cir. 12/22/00), 778 So. 2d 70 and in *Brett v. Brett*, 2000-0436 (1<sup>st</sup> Cir. 5/30/01), 794 So. 2d 912 wherein the need of the party was no longer a prerequisite, but merely a factor in the determination of spousal support.

Section 3. The provisions of this Act are interpretative and shall apply to pending claims for final periodic support in which trial has not yet commenced as of the effective date of this Act."

#### AMENDMENT NO. 4

On page 2, at the beginning of line 10, change "Section 2." to "Section 4."

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 162—

BY REPRESENTATIVE HILL

#### AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(7), relative to Beauregard Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Beauregard Tourist Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 274—**

BY REPRESENTATIVE DOERGE  
AN ACT

To enact R.S. 33:2740.64, relative to the city of Springhill; to create a downtown development district within the city; to provide relative to the purpose, boundaries, and governance of the district; to provide relative to district plans; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 291—**

BY REPRESENTATIVE CAZAYOUX  
AN ACT

To enact Children's Code Article 611(C), relative to the reporting of child abuse and neglect; to provide relative to the burden of proof in establishing the liability of a person filing a false report; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 315—**

BY REPRESENTATIVE BOWLER  
AN ACT

To amend and reenact R.S. 9:315.9 and 335(A)(2), relative to shared custodial arrangements; to clarify the definition of shared custody; to authorize a six-month trial period; to provide for the calculation of the child support obligation; to provide relative to the feasibility and presumptions of certain physical custody orders; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 315 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 11, after "order" insert a comma "," and before "in" insert "used only for the purposes of this Section."

AMENDMENT NO. 2

On page 1, line 13, after the period "." delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 14, change "best interest of the child and the" to "The"

AMENDMENT NO. 4

On page 1, line 16, after the comma "," delete the remainder of the line and delete line 17 in its entirety

AMENDMENT NO. 5

On page 1, delete line 18 and insert "the court"

AMENDMENT NO. 6

On page 2, line 1, change "another" to "the same"

AMENDMENT NO. 7

On page 2, delete line 20, and insert "(~~7~~) (8) The"

AMENDMENT NO. 8

On page 2, delete lines 21 through 23 in their entirety

AMENDMENT NO. 9

On page 2, at the beginning of line 24, delete "cases, the"

AMENDMENT NO. 10

On page 2, after line 27, insert the following:

"(9) The court shall consider the continuing expenses of the party with the lower income in determining the amount of the child support obligation and whether a deviation from the result of Worksheet B is justified."

AMENDMENT NO. 11

On page 3, line 13, delete "an even division of"

AMENDMENT NO. 12

On page 3, at the end of line 13, add "the child and"

AMENDMENT NO. 13

On page 3, line 14, change "the provisions of this Paragraph" to "such provisions"

AMENDMENT NO. 14

On page 3, delete lines 15 and 16 and insert "physical custody unless it is in the best interest of the child."

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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### HOUSE BILL NO. 389—

BY REPRESENTATIVES TRICHE, ARNOLD, BALDONE, CURTIS, DARTEZ, FAUCHEUX, HEATON, AND KENNEY AND SENATOR DUPRE

#### A JOINT RESOLUTION

Proposing to amend Article VII, Section 20(A)(3) of the Constitution of Louisiana, relative to the extension of the homestead exemption to trusts; to provide that the exemption shall extend to revocable and irrevocable trusts under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 389 by Representative Triche

##### AMENDMENT NO. 1

On page 2, delete line 11 in its entirety and insert the following:

"To extend the homestead exemption to property owned by a revocable trust, in addition to the existing application to property owned by an irrevocable trust. (Amends"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 497—

BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, AND MARTINY AND SENATOR LENTINI

#### AN ACT

To amend and reenact R.S. 23:1600(6)(a)(iv) and to enact R.S. 23:1600(6)(a)(v), relative to the eligibility of unemployment compensation benefits; to provide relative to the eligibility of employees of state and local governments and nonprofit organizations that provide service to or on behalf of educational institutions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 497 by Representative Toomy

##### AMENDMENT NO. 1

On page 1, line 2, delete "(ii) and (iv)" and insert in lieu thereof "(iv) and to enact R.S. 23:1600(6)(a)(v)"

##### AMENDMENT NO. 2

On page 1, line 4, after "employees of" delete the remainder of the line and insert in lieu thereof "state and local governments and

nonprofit organizations that provide service to or on behalf of educational institutions;"

##### AMENDMENT NO. 3

On page 1, line 5, delete "operated by a political subdivision of the state;"

##### AMENDMENT NO. 4

On page 1, delete line 7, and insert in lieu thereof the following:

"Section 1. R.S. 23:1600(6)(a)(iv) is hereby amended and reenacted and R.S. 23:1600(6)(a)(v) is hereby enacted to read"

##### AMENDMENT NO. 5

On page 1, delete lines 18 and 19 in their entirety and on page 2, delete lines 1 through 15 in their entirety

##### AMENDMENT NO. 6

On page 2, line 20, after "guards" delete the remainder of the line and delete line 21 in its entirety

##### AMENDMENT NO. 7

On page 2, line 22, delete "such as Head Start"

##### AMENDMENT NO. 8

On page 2, delete line 27 and insert in lieu thereof the following:

"(v) With respect to services of employees of state, local governments, or nonprofit organizations that provide services to or on behalf of an educational institution, compensation payable on the basis of services in any such capacity shall be denied as specified in Items (i), (ii), (iii), and (iv)."

On motion of Rep. Hunter, the amendments were adopted.

On motion of Rep. Hunter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 515—

BY REPRESENTATIVE JEFFERSON  
AN ACT

To enact Part V of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1094 through 1097, relative to hospital service districts; to create the Parish Hospital Service District for the parish of Orleans; to provide that such district shall be divided into two separate areas; to provide for the creation of two separate governing boards for each such area and to provide for the membership of each such board; to provide for the powers, duties, functions, and responsibilities of the district and each governing board; to provide relative to per diem paid to governing board members; to provide for limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS



Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 515 by Representative Jefferson

#### AMENDMENT NO. 1

On page 1, line 4, after "Orleans;" delete the remainder of the line and delete lines 5 through 7 in their entirety and insert "to provide that such district shall be divided into two separate areas; to provide for the creation of two separate governing boards for each such area and to provide for the membership of each such board; to provide for the powers, duties, functions, and responsibilities of the district and each governing board; to provide relative to per diem paid to governing board members; to provide for limitations; to provide for an effective date;"

#### AMENDMENT NO. 2

On page 2, line 1, after "C." and before "The" insert "(1)"

#### AMENDMENT NO. 3

On page 2, between lines 4 and 5, insert the following:

"(2) The district shall be divided into two areas as follows: (a) Orleans Parish east of the Industrial Canal and (b) all of Orleans Parish except the geographical areas east of the Industrial Canal and the area of Orleans Parish bounded by Earhart Boulevard, Carrollton Avenue, Loyola Avenue, and Iberville Street."

#### AMENDMENT NO. 4

On page 2, delete line 11, and at the beginning of line 12, delete "hereinafter referred to" and insert the following:

"A. The two areas of the district shall be governed by separate governing boards. Each area of the district shall be governed by a board of thirteen commissioners, referred to in this Part"

#### AMENDMENT NO. 5

On page 2, delete lines 15 through 29 in their entirety and on page 3, delete lines 1 through 16 in their entirety and insert the following:

"B. Each commission shall be composed as follows:

(1) Seven members shall be appointed by the chief executive officer of the parish subject to the approval of the parish governing authority. Each commissioner shall demonstrate expertise in one or more of the following areas: medical litigation, fundraising and philanthropy, accounting, business development, indigent care, community relations, government relations, women's health, minority health, geriatric medicine, nursing, any other medical field, or consumer advocacy.

(2) One consumer shall be appointed by the chief executive officer of the parish.

(3) The chancellor of the Louisiana State University-Health Sciences Center School of Medicine or his designee.

(4) The chancellor of the Tulane University School of Medicine or his designee.

(5) The president of the New Orleans Medical Association or his designee.

(6) The president of the Orleans Parish Medical Society or his designee.

(7) The director of the city of New Orleans Department of Health.

C.(1) The members serving pursuant to Paragraphs(B)(1) of the Section shall serve six-year terms after initial terms as provided in this Paragraph. One member shall serve an initial term of two years, two shall serve two years, three shall serve four years, and one shall serve six years, all as determined by lot at the first meeting of the board.

(2) The member serving pursuant to Paragraph (B)(2) of this Section shall serve a six-year term after an initial term of one year.

(3) The members serving pursuant to Paragraphs (B)(3) through (7) of this Section shall serve during their terms of office.

(4) Any vacancy in the membership of the commission occurring by reason of the expiration of term of office, death, resignation, disqualification, or otherwise shall be filled in the same manner as the original appointment within thirty days of such vacancy. If the appointing authority fails to fill the vacancy within thirty days of such vacancy, the remaining members of the commission shall appoint an interim successor to serve on the commission until the position is filled by the appointing authority."

#### AMENDMENT NO. 6

On page 4, delete lines 1 through 3 in their entirety

#### AMENDMENT NO. 7

On page 4, at the beginning of line 4, change "C." to "B."

#### AMENDMENT NO. 8

On page 4, at the end of line 5, delete "or" and delete line 6 in its entirety and insert a period "."

#### AMENDMENT NO. 9

On page 4, at the beginning of line 7, change "D." to "C."

#### AMENDMENT NO. 10

On page 4, line 11, change "hospital service district" to "commission"

#### AMENDMENT NO. 11

On page 4, at the beginning of line 14, change "hospital service districts" to "to a commission"

#### AMENDMENT NO. 12

On page 4, at the end of line 14, delete "the parish hospital" and at the beginning of line 15, delete "service district" and insert "each commission"

#### AMENDMENT NO. 13

On page 4, delete lines 18 through 20 in their entirety and insert the following:

"C. Each commission is further authorized to lease any such facility to any state or local agency, department, or other entity.

D. Nothing in this Part shall be construed to adversely affect the authority of any constitutionally created higher education management board, nor shall any entity created pursuant to this Part regulate any medical facility or higher education facility under the control of a constitutionally created higher education management board."

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On motion of Rep. Baylor, the amendments were adopted.

On motion of Rep. Baylor, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 538—

BY REPRESENTATIVE GREENE

#### AN ACT

To amend and reenact R.S. 47:299.31 and 299.32(1) and (2) and to enact R.S. 9:315.26 and 325 and R.S. 47:299.41(C), relative to support; to provide for the intercept of income tax refunds for the payment of spousal support; to provide for the intercept of income tax refunds for the payment of child support; to provide for the ranking and priority of claims; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 538 by Representative Greene

##### AMENDMENT NO. 1

On page 1, at the beginning of line 3, after "325" and before the comma ",", insert "and R.S. 47:299.41(C),"

##### AMENDMENT NO. 2

On page 1, line 5, after the semicolon ";," and before "and" insert "to provide for the ranking and priority of claims;"

##### AMENDMENT NO. 3

On page 2, at the beginning of line 18, before "to" insert "and R.S. 47:299.41(C) is hereby enacted"

##### AMENDMENT NO. 4

On page 3, between lines 9 and 10 insert the following:

"§299.41. Ranking and priority of claims

\* \* \*

C. If claims for child support and spousal support are filed against an individual's refund, the claims for child support shall be given priority as provided in Subsection A of this Section, and then the spousal support claims shall be paid in the order in which they were filed."

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 551—

BY REPRESENTATIVE JEFFERSON

#### AN ACT

To amend and reenact R.S. 33:2891.3(C), 4720.17(A), 4720.31(A), and 4720.47(A) and to enact R.S. 33:2882, relative to property adjudicated to a parish or municipality; to provide relative to the notice requirements with regard to such property; to provide relative to the sufficiency of such notice; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 551 by Representative Jefferson

##### AMENDMENT NO. 1

On page 2, line 4, after "notice" and before "be" change "may" to "shall"

##### AMENDMENT NO. 2

On page 3, line 3, after "to" and before "was" change "this Section" to "R.S. 33:2882(A)"

##### AMENDMENT NO. 3

On page 3, line 27, after "to" and before "was" change "this Section" to "R.S. 33:2882(A)"

##### AMENDMENT NO. 4

On page 4, at the end of line 19, delete "this" and at the beginning of line 20 delete "Section" and insert "R.S. 33:2882(A)"

##### AMENDMENT NO. 5

On page 5, line 12, after "to" and before "was" change "this Section" to "R.S. 33:2882(A)"

On motion of Rep. Baylor, the amendments were adopted.

On motion of Rep. Baylor, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 556—

BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, MARTINY, TOOMY, AND WOOTON

#### AN ACT

To amend and reenact R.S. 33:113.1(A)(1)(a) and (B) and to enact R.S. 33:113.1(C), relative to administrative procedures for approving or certifying plats for subdivisions and resubdivisions; to authorize certain administrative procedures to provide relative to certain public utility servitudes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

# HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 556 by Representative Ansardi

## AMENDMENT NO. 1

On page 2, line 3, after "streets," and before "on" insert "or the deletion of gas, electric, or telephone utility servitudes acquired by private act or pursuant to the provisions of R.S. 19:1, et seq.,"

On motion of Rep. Baylor, the amendments were adopted.

On motion of Rep. Baylor, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 566—

BY REPRESENTATIVE CRAVINS

AN ACT

To amend and reenact R.S. 23:1196(A)(5), relative to workers' compensation insurance; to provide for reinsurance; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

# HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 566 by Representative Cravins

## AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete "unemployment" and insert in lieu thereof "workers' compensation"

## AMENDMENT NO. 2

On page 1, line 10, after "times" change "~~on a fund year basis,~~" to "on a fund year basis,"

## AMENDMENT NO. 3

On page 1, line 13, before "contracts" insert "or reinsurance"

## AMENDMENT NO. 4

On page 1, line 14, after "regulation." insert the following:

"Solely for the purposes of authorizing the purchase of reinsurance permitted under this Subsection, each fund shall be deemed an insurer."

## AMENDMENT NO. 5

On page 1, line 16, after "rating of" delete "B by Best or BB by Fitch" and insert in lieu thereof "B+ by A.M. Best Company or BBB by Fitch Ratings"

## AMENDMENT NO. 6

On page 1, line 17, after "purchased from" insert "admitted or"

## AMENDMENT NO. 7

On page 1, line 17, after "companies" delete the period "." and insert a comma "," and the following:

"provided that the provisions of R.S. 22:941 through 947, and Financial Accounting Standard Number 113 as promulgated and updated by the Financial Accounting Standards Board, shall apply to all such reinsurance."

On motion of Rep. Hunter, the amendments were adopted.

On motion of Rep. Hunter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 598—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact Code of Civil Procedure Article 1293, relative to service of process by a private person; to provide for court discretion in appointing private process servers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

# HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 598 by Representative Greene

## AMENDMENT NO. 1

On page 1, line 11, after "person" and before "not" insert "over the age of majority,"

## AMENDMENT NO. 2

On page 1, at the beginning of line 12, delete "over the age of majority"

## AMENDMENT NO. 3

On page 1, line 15, change "2592" to "2592(6) or (8)"

## AMENDMENT NO. 4

On page 1, line 16, after "subpoena" and before the comma "," change "as provided by Article 1355" to "which is related to the proceeding"

## AMENDMENT NO. 5

On page 1, line 17, after "person" and before "not" insert "over the age of majority," and after "party" and before the comma "," delete "over the age of majority"

## AMENDMENT NO. 6

On page 1, line 20, after "reasons" and before "necessary" insert a comma "," and insert "verified by affidavit,"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

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Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 605—

BY REPRESENTATIVE SALTER

#### AN ACT

To enact R.S. 33:4574(B)(43) and (F)(5) and 4574.1.1(A)(44), relative to Red River Parish; to create the Red River Tourism Commission; to provide relative to the appointment of members of the board of directors of the commission; to authorize the commission to levy a hotel occupancy tax and to provide the maximum rate of such tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 608—

BY REPRESENTATIVE BOWLER

#### AN ACT

To amend and reenact R.S. 23:1541 and 1553(C), relative to unemployment compensation; to provide with respect to the social charge account and unemployment benefit charges arising from executive orders issued by the governor in response to a declared disaster or emergency; to prohibit the charging of such benefits to employers' experience-rating records; to prohibit the recoupment of such benefits through the social charge tax; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 608 by Representative Bowler

#### AMENDMENT NO. 1

On page 2, line 2, delete "individuals" and insert in lieu thereof "employees of experience-rated employers", and after "pursuant to" and before "KBB2005-34" insert "Executive Orders"

#### AMENDMENT NO. 2

On page 2, between lines 6 and 7, insert asterisks:

"\* \* \*

#### AMENDMENT NO. 3

On page 2, line 12, delete "individuals" and insert in lieu thereof "employees of experience-rated employers", and after "pursuant to" and before "KBB2005-34" insert "Executive Orders"

#### AMENDMENT NO. 4

On page 2, line 14, delete "or any other"

On motion of Rep. Hunter, the amendments were adopted.

On motion of Rep. Hunter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 680—

BY REPRESENTATIVES BAYLOR, BARROW, BAUDOIN, GLOVER, GRAY, JEFFERSON, LAMBERT, MARCHAND, RITCHIE, AND WINSTON

#### AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(d), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 761—

BY REPRESENTATIVE SCHNEIDER

#### AN ACT

To amend and reenact R.S. 11:62(5)(e)(i) and (ii), 148(D), 403(17), 416(A)(2), 422(C), 424(E), 446(A)(5)(i), and 605(B)(2)(b), to enact R.S. 11:446(A)(5)(k) and 543, and to repeal R.S. 11:417(B) and 453, relative to the Louisiana State Employees' Retirement System; to provide for the collection of benefits paid to a member but not due the member; to provide relative to employee contribution rates; to provide relative to membership selection and eligibility; to provide relative to rehired retirees; to provide relative to actuarial purchase of service credit; to provide relative to conversion of annual and sick leave; to provide for the Initial Benefit Option and eligibility therefor; to provide relative to public safety services employees upgrade of service credit; to repeal certain provisions relative to transfer of service credit and purchase of credit; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

On motion of Rep. Schneider, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 920—

BY REPRESENTATIVE SCHNEIDER

#### AN ACT

To amend and reenact R.S. 11:2179, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefit limits; to provide for maximum benefits; to provide for benefit adjustments based on age and years of service; to authorize the board of trustees to establish a trust for compliance with requirements of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

# HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 920 by Representative Schneider

## AMENDMENT NO. 1

On page 6, line 28, after "amended" delete the period " " and delete the remainder of the line and delete line 29 and on page 7 delete lines 1 through 3 and insert a comma ", " and insert "and as implemented by R.S. 11:2180.5."

On motion of Rep. Schneider, the amendments were adopted.

On motion of Rep. Schneider, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 975—

BY REPRESENTATIVE BRUCE

### AN ACT

To enact R.S. 33:4766.1, relative to the village of Grand Cane; to provide relative to the repair of dilapidated and dangerous structures in the village; to authorize the governing authority of the village to file liens against property owners for failure to pay costs owed to such governing authority with respect to such structures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 1116—

BY REPRESENTATIVE GLOVER

### AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, to create the Spring Street Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 1130—

BY REPRESENTATIVES RICHMOND, ARNOLD, BARROW, GLOVER, GRAY, HUTTER, JEFFERSON, MARCHAND, AND ST. GERMAIN

### AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.100 through 9039.111, relative to local and regional economic development; to provide for the creation of local and regional economic development districts that may operate on a local, municipal, parish, or multiparish basis to promote economic development statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the boards' functions, powers, and duties; to authorize the boards to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

# HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1130 by Representative Richmond

## AMENDMENT NO. 1

On page 4, at the end of line 19, delete "board of" and delete line 20 in its entirety and insert the following:

"higher education management board, nor shall any district created pursuant to this Chapter regulate any medical facility or higher education facility under the control of a constitutionally created higher education management board."

On motion of Rep. Baylor, the amendments were adopted.

On motion of Rep. Baylor, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 1134—

BY REPRESENTATIVE E. GUILLORY

### AN ACT

To amend and reenact R.S. 33:9576(A), (B), and (D)(5) and to enact R.S. 33:9576(C)(7), (D)(6), and (E), relative to the Calcasieu Parish Gaming Revenue District; to authorize the district to incur debt and issue bonds and other evidences of indebtedness; to provide for purposes and procedures; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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### **HOUSE BILL NO. 1157—**

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 25:380.92(C)(introductory paragraph) and to enact R.S. 25:380.92(C)(3), relative to the governing board of the Mansfield Female College Museum; to increase the membership; to provide relative to appointment; to provide relative to terms; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1364 (Substitute for House Bill No. 50 by Representative Thompson)—**

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 14:103(B) and to enact R.S. 14:103(A)(7) and (8), relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace relative to funerals; to provide for additional penalties; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

### **Senate Instruments on Second Reading Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

### **SENATE BILL NO. 206 (Duplicate of House Bill No. 662)—**

BY SENATOR NEVERS AND REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1310.3(A), (B)(1), (C), (D), and (E), relative to workers' compensation; to provide with respect for administration of claims; to provide for claim resolution; to provide for initiation of claims; and to provide for related matters.

Read by title.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 206 by Senator Nevers

#### AMENDMENT NO. 1

In House Floor Amendment No. 6, adopted by the House of Representatives on April 20, 2006, on page 1, delete line 18, and insert "On page 2, line 28, after "at the time of " delete "mailing" and insert "transmission"

#### AMENDMENT NO. 2

On page 3, line 9, following "et seq." delete ", "

On motion of Rep. Hunter, the amendments were adopted.

On motion of Rep. Hunter, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### **SENATE BILL NO. 324 (Duplicate of House Bill No. 801)—**

BY SENATOR NEVERS AND REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 23:1168.3 through 1168.12 and to repeal R.S. 23:1168(D), relative to workers' compensation; to provide with respect to self-insured employers; to provide for grounds for default, forfeiture of security and records of claims; to provide for the duties of the director; to provide for deposit of monies collected as security; to provide for the appointment of assistants; to provide for the priority of claims; to provide for time frames for filing claims; to provide for proof of claims; to provide for appeals of the decisions of the director; to provide for confidentiality of certain proceedings and records; to provide for the immunity of certain staff; to provide for the cooperation of officers, owners and employees of a self-insured employer; to provide for penalties; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hunter, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### **Reconsideration**

The following legislative instruments on reconsideration were taken up and acted upon as follows:

### **HOUSE BILL NO. 1149—**

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 27:403, relative to miscellaneous gaming provisions; to authorize certain licensed premises to make available tables and certain areas of the licensed premises for the purpose of the conducting of promotional poker tournaments; to provide for limitations; to provide for applicability; to provide for definitions; to provide with respect to advertising promotional poker tournaments; and to provide for related matters.

Read by title.

On motion of Rep. Triche, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Triche gave notice of his intention to call House Bill No. 1149 from the calendar for future action.

### **Suspension of the Rules**

On motion of Rep. Greene, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

### House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### Regular Calendar

##### HOUSE BILL NO. 12—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 14:220.1(B), relative to leased movables; to increase the penalty for failure to return a leased movable in certain circumstances; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Farrar	Pitre
Alario	Faucheux	Powell, M.
Alexander	Frith	Powell, T.
Ansardi	Gallot	Quezaire
Badon	Geymann	Richmond
Baldone	Glover	Ritchie
Baudoin	Gray	Robideaux
Baylor	Greene	Romero
Beard	Guillory, E.	Scalise
Bowler	Harris	Schneider
Bruce	Heaton	Smiley
Bruneau	Hebert	Smith, G.
Burns	Hill	Smith, J.D.—50th
Burrell	Honey	Smith, J.H.—8th
Carter, K.	Hopkins	Smith, J.R.—30th
Carter, R.	Hutter	St. Germain
Cazayoux	Jefferson	Strain
Crane	Johns	Thompson
Cravins	Katz	Toomy
Crowe	Kenney	Townsend
Curtis	Kleckley	Trahan
Damico	LaFleur	Triche
Daniel	Lambert	Tucker
Dartez	Lancaster	Waddell
Doerge	Martiny	Walker
Dorsey	McDonald	Walsworth
Dove	McVea	White
Downs	Montgomery	Winston
Durand	Odinet	Wooton
Erdey	Pierre	
Fannin	Pinac	
Total - 91		

##### NAYS

Hunter  
Total - 2

Marchand

##### ABSENT

Arnold	Hammett	LaFonta
Barrow	Jackson	Morrell
DeWitt	Kennard	Morrish
Guillory, M.	LaBruzzo	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Greene moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

##### HOUSE BILL NO. 27—

BY REPRESENTATIVE FARRAR AND SENATOR MCPHERSON

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(I), (K), (L), and (M), relative to city court jurisdiction; to increase the jurisdictional amount in dispute for the City Court of Alexandria and the City Court of Pineville; and to provide for related matters.

Read by title.

Rep. Farrar sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 27 by Representative Farrar

##### AMENDMENT NO. 1

On page 2, line 11, after "exceed" delete the remainder of the line and insert in lieu thereof "forty-five thousand dollars."

##### AMENDMENT NO. 2

On page 2. delete line 12 it its entirety

##### AMENDMENT NO. 3

On page 2, after line 12, insert the following:

"Section 2. The Louisiana State Law Institute is directed, if both HB 27 and HB 422 of the 2006 Regular Session of the Louisiana Legislature are enacted into law, regardless of which one is enacted last, to merge and incorporate HB 27 into HB 422 in the appropriate existing paragraph for each of their jurisdictional amounts in the correct alphabetical order or in an appropriately lettered new paragraph if this is a new jurisdictional amount not already in existing law in Code of Civil Procedure Article 4843."

On motion of Rep. Farrar, the amendments were adopted.

Rep. Farrar moved the final passage of the bill, as amended.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinet
Alexander	Glover	Pierre
Badon	Gray	Pinac
Baldone	Greene	Pitre
Barrow	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Powell, T.
Baylor	Harris	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Ritchie
Bruce	Hill	Robideaux
Bruneau	Honey	Romero
Burns	Hopkins	Scalise
Burrell	Hunter	Schneider

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Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.
Cazayoux	Jefferson	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Cravins	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	LaBruzzo	Thompson
Dartez	LaFleur	Toomy
DeWitt	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Ansardi	Downs	Kleckley
Arnold	Geymann	Waddell
Daniel	Hammett	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Farrar moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 51— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 40:971.2(C), relative to controlled dangerous substances; to increase penalties for the crime of unlawfully prescribing, distributing, dispensing, or assisting in illegally obtaining controlled dangerous substances; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley

Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Total - 101		

NAYS

Total - 0

ABSENT

Curtis	Heaton	Morrish
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Motion

On motion of Rep. Farrar, the motion to reconsider the vote by which House Bill No. 27 finally passed was called from the table.

### Suspension of the Rules

On motion of Rep. Farrar, the rules were suspended to reconsider the vote by which House Bill No. 27 finally passed on the same legislative day.

### Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

### HOUSE BILL NO. 27— BY REPRESENTATIVE FARRAR AND SENATOR MCPHERSON AN ACT

To amend and reenact Code of Civil Procedure Article 4843(I), (K), (L), and (M), relative to city court jurisdiction; to increase the jurisdictional amount in dispute for the City Court of Alexandria and the City Court of Pineville; and to provide for related matters.

Read by title.

On motion of Rep. Farrar, the vote by which the above House Bill finally passed was reconsidered.

Rep. Farrar moved to reconsider the adoption of the floor amendments by Rep. Toomy which were read as follows:

### HOUSE FLOOR AMENDMENTS



Amendments proposed by Representative Toomy to Engrossed House Bill No. 27 by Representative Farrar

#### AMENDMENT NO. 1

On page 2, line 11, after "exceed" delete the remainder of the line and insert in lieu thereof "forty-five thousand dollars."

#### AMENDMENT NO. 2

On page 2, delete line 12 in its entirety

#### AMENDMENT NO. 3

On page 2, after line 12, insert the following:

"Section 2. The Louisiana State Law Institute is directed, if both HB 27 and HB 422 of the 2006 Regular Session of the Louisiana Legislature are enacted into law, regardless of which one is enacted last, to merge and incorporate HB 27 into HB 422 in the appropriate existing paragraph for each of their jurisdictional amounts in the correct alphabetical order or in an appropriately lettered new paragraph if this is a new jurisdictional amount not already in existing law in Code of Civil Procedure Article 4843."

On motion of Rep. Farrar, the amendments were withdrawn.

Rep. Farrar moved the final passage of the bill.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	
Fannin	Morrell	
Total - 100		

NAYS

Total - 0

ABSENT

Glover	LaBruzzo
Kennard	White
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

#### **HOUSE BILL NO. 57—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:841(A)(introductory paragraph) and (1) through (10) and (D) and to repeal R.S. 13:841(A)(11) through (77) and (E), relative to fees the clerks of the district courts are entitled to receive in civil matters for services provided; to streamline the fees and services; to provide for a fee for marriage licenses and copy; to delete provisions authorizing a clerk to demand and receive additional fees in an amount not to exceed ten percent; to repeal certain fees of offices and services; to repeal provisions relating to service on the same person in the same proceeding but in more than one capacity; and to provide for related matters.

Read by title.

#### **Motion**

On motion of Rep. Toomy, the bill was returned to the calendar.

#### **HOUSE BILL NO. 74—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Code of Criminal Procedure Article 344(B)(1), relative to the right to notice for a defendant's required appearance; to provide that the defendant may designate an agent to be served with the notice to appear; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th

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Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton

Total - 102

NAYS

Total - 0

ABSENT

Kennard	LaBruzzo
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Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 88— BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 14:99.1, relative to driving offenses; to create the crime of hit and run damaging of a potable waterline by operation of a watercraft or vessel; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Pitre, the bill was returned to the calendar.

### HOUSE BILL NO. 93— BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 37:756(A), 760(A)(1), and 766 and to enact R.S. 37:753(C)(4), 760(A)(15), 761(C), 764(D), 795(B)(2)(a)(iii) and (iv) and (3)(a)(iii) and (iv), and (C), relative to the Dental Practice Act; to provide for the suspension of nominating procedures; to provide for receipts and disbursements of the board; to provide relative to the powers and duties of the board; to provide relative to the requirements of applicants for a dental license and a dental hygiene license; to provide for the supervision of dental hygienists; to increase costs and fees; and to provide for related matters.

Read by title.

Rep. McVea moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot

Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Farrar	Morrell	

Total - 100

NAYS

Total - 0

ABSENT

DeWitt	Kennard
Hutter	Smith, J.R.—30th

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McVea moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 100— BY REPRESENTATIVES MARTINY AND ANSARDI

AN ACT

To amend and reenact R.S. 40:981.3(A)(3)(a) and (b) and (D) and to enact R.S. 40:981.3(C)(6), relative to drug-free zones; to add child day care center property within drug-free zones; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinot
Alexander	Geymann	Pierre

Ansardi	Glover	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Harris	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.-50th
Carter, R.	Jackson	Smith, J.H.-8th
Cazayoux	Jefferson	Smith, J.R.-30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Faucheux	Morrell	

Total - 103

NAYS

Total - 0

ABSENT

DeWitt

Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 88—**

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 14:99.1, relative to driving offenses; to create the crime of hit and run damaging of a potable waterline by operation of a watercraft or vessel; to provide for definitions; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pitre sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pitre to Engrossed House Bill No. 88 by Representative Pitre

**AMENDMENT NO. 1**

On page 1, after line 19, insert the following:

"(3) "Potable waterline" means a potable waterline that is marked as such every two thousand feet with a sign giving notice of the crime created by this Section and the penalties imposed."

On motion of Rep. Pitre, the amendments were adopted.

Rep. Pitre moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.-50th
Carter, R.	Jackson	Smith, J.H.-8th
Cazayoux	Jefferson	Smith, J.R.-30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	

Total - 98

NAYS

Bowler	Hebert
Heaton	Romero

Total - 4

ABSENT

Frith	Richmond
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Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pitre moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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### HOUSE BILL NO. 118—

BY REPRESENTATIVE TOWNSEND  
AN ACT

To enact R.S. 13:700.4 and 996.22(C) and (D), relative to the Tenth Judicial District Court; to authorize the judges to hire law clerks; to authorize payment of the salary of law clerks from the criminal court fund; to authorize the payment of the salary of law clerks, other personnel, and expenses from the judicial expense fund; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Townsend, the bill was returned to the calendar.

### Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

### HOUSE BILL NO. 173—

BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact Part VI of Chapter 4 of Title 26 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:751, and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 and 872, relative to alcohol abuse; to require that the office of alcohol and tobacco control require posting of signs on certain licensed premises; to provide for a toll-free number and referral services for alcohol abuse; to provide for a fine for failure to post; to require that the office for addictive disorders of the Department of Health and Hospitals provide a toll-free telephone service; to provide for an annual fee to fund the toll-free telephone service; to create a special fund in the state treasury to be known as the Alcohol Abuse Toll-Free Fund; to provide for termination of the hotline program; to provide for evaluation and review on or before March 1, 2008; and to provide for related matters.

Read by title.

Rep. Jack Smith sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 173 by Representative Jack Smith

#### AMENDMENT NO. 1

On page 1, line 6, after "premises;" and before "to" insert "to provide for an exception;"

#### AMENDMENT NO. 2

On page 1, line 19, after "A." and before "The" insert "(1)"

#### AMENDMENT NO. 3

On page 2, between lines 3 and 4, insert the following:

"(2) The provisions of Paragraph 1 of this Subsection shall not apply to an establishment with an alcoholic beverage permit to sell beverages of either a high or low alcohol content located within a hotel or motel."

Rep. Jack Smith moved the adoption of the amendments.

Rep. Crowe objected.

By a vote of 87 yeas and 5 nays, the amendments were adopted.

Rep. Jack Smith moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Farrar	Marchand
Alario	Faucheux	Martiny
Ansardi	Frith	Montgomery
Arnold	Gallot	Morrell
Baylor	Glover	Morrish
Burns	Gray	Odinot
Burrell	Guillory, E.	Pierre
Carter, K.	Guillory, M.	Pinac
Cazayoux	Harris	Quezaire
Crane	Heaton	Richmond
Cravins	Hill	Romero
Crowe	Honey	Smith, G.
Curtis	Hunter	Smith, J.D.—50th
Damico	Hutter	Smith, J.R.—30th
Daniel	Jackson	St. Germain
Dartez	Jefferson	Thompson
DeWitt	Johns	Toomy
Doerge	Kennard	Townsend
Dorsey	Kenney	Trahan
Downs	Kleckley	Walker
Durand	LaFonta	White
Fannin	Lancaster	Wooton
Total - 66		

#### NAYS

Alexander	Hammett	Ritchie
Baldone	Hebert	Robideaux
Barrow	Hopkins	Scalise
Baudoin	Katz	Schneider
Beard	LaBruzzo	Smiley
Bowler	LaFleur	Smith, J.H.—8th
Bruneau	Lambert	Strain
Carter, R.	McDonald	Tucker
Dove	McVea	Waddell
Erdey	Pitre	Walsworth
Geymann	Powell, M.	Winston
Greene	Powell, T.	
Total - 35		

#### ABSENT

Badon	Bruce	Triche
Total - 3		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

### HOUSE BILL NO. 57—

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 13:841(A)(introductory paragraph) and (1) through (10) and (D) and to repeal R.S. 13:841(A)(11) through (77) and (E), relative to fees the clerks of the district courts are entitled to receive in civil matters for services provided; to streamline the fees and services; to provide for a

fee for marriage licenses and copy; to delete provisions authorizing a clerk to demand and receive additional fees in an amount not to exceed ten percent; to repeal certain fees of offices and services; to repeal provisions relating to service on the same person in the same proceeding but in more than one capacity; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 57 by Representative Toomy

#### AMENDMENT NO. 1

On page 1, line 5, change "copy" to "copies"

On motion of Rep. McDonald, the amendments were adopted.

### Point of Order

Rep. Hebert asked for a ruling from the Chair as to whether House Bill No. 57 required the favorable vote of two-thirds of the elected members to finally pass the House.

### Ruling of the Chair

The Chair ruled the bill did not require the favorable vote of two-thirds of the elected members to finally pass the House.

Rep. Toomy moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Quezaire
Baylor	Harris	Richmond
Bruce	Heaton	Ritchie
Bruneau	Hill	Robideaux
Burns	Hopkins	Romero
Burrell	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	Kleckley	Toomy
Doerge	LaFleur	Townsend
Dorsey	LaFonta	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth

Fannin  
Farrar  
Total - 81

McVea  
Montgomery

White  
Wooton

#### NAYS

Alexander  
Barrow  
Beard  
Bowler  
Carter, K.  
Cravins  
Crowe  
Gray  
Total - 22

Greene  
Hammett  
Hebert  
Honey  
Jackson  
LaBruzzo  
Lambert  
Pierre

Powell, T.  
Scalise  
Schneider  
Smiley  
Trahan  
Winston

#### ABSENT

DeWitt  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Toomy moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### HOUSE BILL NO. 215—

BY REPRESENTATIVE DOERGE

#### AN ACT

To amend and reenact Children's Code Article 603(14) and to enact Children's Code Articles 603(16.1) and 610(G), relative to a child in need of care; to provide with respect to the definitions of neglect and prenatal neglect; to provide for the duty of a physician to order a toxicology test; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 215 by Representative Doerge

#### AMENDMENT NO. 1

On page 2, between lines 35 and 36, insert " \* \* \* \* "

On motion of Rep. McDonald, the amendments were adopted.

Rep. Doerge moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Frith	Morrell
Alario	Gallot	Morrish
Alexander	Geymann	Odinot
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Hammett	Quezaire

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Baylor	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Tucker
Downs	Lancaster	Waddell
Durand	Marchand	Walker
Erdey	Martiny	Walsworth
Fannin	McDonald	White
Farrar	McVea	Winston
Faucheux	Montgomery	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Beard Crowe  
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Doerge moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 220— BY REPRESENTATIVE M. GUILLORY AN ACT

To amend and reenact Code of Criminal Procedure Article 611, relative to venue; to provide venue for the crime of identity theft; and to provide for related matters.

Read by title.

Rep. Mickey Guillory moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Morrell
Alario	Geymann	Morrish
Alexander	Glover	Odinot
Ansardi	Gray	Pierre
Arnold	Greene	Pinac
Badon	Guillory, E.	Pitre
Baldone	Guillory, M.	Powell, M.
Barrow	Hammett	Powell, T.
Baudoin	Harris	Quezaire
Baylor	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero

Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Curtis	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Tucker
Downs	Lancaster	Waddell
Durand	Marchand	Walker
Erdey	Martiny	Walsworth
Farrar	McDonald	White
Faucheux	McVea	Winston
Frith	Montgomery	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Beard	Damico	Richmond
Crowe	Fannin	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Mickey Guillory moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 281— BY REPRESENTATIVE FAUCHEUX AN ACT

To amend and reenact R.S. 15:145(B)(3), relative to indigent defender boards; to provide for the hiring of attorneys; to provide residential requirements; and to provide for related matters.

Read by title.

Rep. Faucheux sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 281 by Representative Faucheux

#### AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before the comma "," delete "R.S. 15:145(B)(3)" and insert "R.S. 15:144(B) and 145(B)(3)"

#### AMENDMENT NO. 2

On page 1, line 2, after "requirements;" and before "and" insert "to provide for membership of the indigent defender board in Orleans Parish;"

#### AMENDMENT NO. 3

On page 1, line 6, after "Section 1." and before "hereby" delete "R.S. 15:145(B)(3) is" and insert "R.S. 15:144(B) and 145(B)(3) are"

#### AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following:

"§144. Judicial district indigent defender board

\* \* \*

B. Each district board shall be composed of no less than three nor more than seven members as determined by the district court. In Orleans Parish the board shall be composed of no less than three nor more than nine members as determined by the criminal district court. Board members shall be selected by the district court (in Orleans Parish, the criminal district court) from nominees provided by each bar association within the judicial district. In the event no nominations are submitted by the bar association within a judicial district, a majority of the district court judges shall select a board member. Each parish within the judicial district shall have a representative on the board. The board shall select a chairman from its members. Elected officials, district attorneys, their employees, including assistant district attorneys, or prosecutors in any court shall not be permitted to serve on the district board.

\* \* \*

On motion of Rep. Fauchaux, the amendments were adopted.

Rep. Fauchaux moved the final passage of the bill, as amended.

#### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Fauchaux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Harris	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Cravins	Johns	Thompson
Crowe	Katz	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	

Farrar  
Total - 100

Morrish

NAYS

Total - 0

ABSENT

Curtis  
Kennard  
Total - 4

Lancaster  
McVea

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fauchaux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### HOUSE BILL NO. 301—

BY REPRESENTATIVE BURNS AND SENATOR DARDENNE  
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4014, relative to educational vouchers; to establish the Vouchers for Students in Failing Schools Pilot Program; to provide for the purposes of the program; to provide program eligibility requirements for participating students and nonpublic schools; to provide for the issuance of educational vouchers to parents of eligible students and for the value thereof; to provide relative to continued eligibility criteria and funding adjustments pursuant to the program; to provide for program administration and implementation by the state Department of Education; to provide for certain admissions procedures and limitations; to provide for applicability; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. Burns, the bill was returned to the calendar.

#### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Burns gave notice of his intention to call House Bill No. 301 from the calendar for future action.

#### HOUSE BILL NO. 303—

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 40:981.3(A), relative to the Uniform Controlled Dangerous Substances Law; to provide for violations of the Uniform Controlled Dangerous Substances Law in drug-free zones; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Fauchaux moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Fauchaux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre

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Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	

Total - 104

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fauchaux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 364— BY REPRESENTATIVE WALSWORTH AN ACT

To enact R.S. 14:67.21(B)(3), relative to crime of theft; to provide for the crime of theft against aged or disabled persons through a fraudulent or deceitful scheme; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchaux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre

Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	

Total - 104

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 410— BY REPRESENTATIVE M. GUILLORY AN ACT

To amend and reenact R.S. 14:67.16(B) and (C) and 67.21(B) and to enact R.S. 14:67.16(A)(1)(m) and (n), relative to theft; to provide for personal identifying information; to provide for identity theft; to provide for theft of the assets of aged or disabled persons; and to provide for related matters.

Read by title.

Rep. Mickey Guillory moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchaux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.



Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	

Total - 104

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Mickey Guillory moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Suspension of the Rules

On motion of Rep. Mickey Guillory, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

### Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

### Message from the Senate

### ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 42 and 45

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

#### SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATORS HINES AND THEUNISSEN AND REPRESENTATIVE FRITH

#### A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, office of public health to allow a waiver of certain requirements of the sanitary code, LAC 51:XII.101 et seq., regarding sewerage treatment for properties within the boundaries of Holly Beach Sewerage Board District Ten of Cameron Parish, under certain conditions.

Read by title.

On motion of Rep. Frith, the rules were suspended in order to consider the concurrence of the resolution.

Rep. Frith moved the concurrence of the resolution.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Gallot	Odinot
Alario	Glover	Pierre
Alexander	Gray	Pinac
Arnold	Greene	Pitre
Badon	Guillory, E.	Powell, M.
Baldone	Guillory, M.	Powell, T.
Barrow	Hammett	Quezaire
Baylor	Harris	Richmond
Bowler	Hebert	Ritchie
Bruce	Hill	Robideaux
Bruneau	Honey	Romero
Burns	Hunter	Schneider
Burrell	Hutter	Smiley
Carter, K.	Jackson	Smith, G.
Carter, R.	Jefferson	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Cravins	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	Kleckley	Thompson
Daniel	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	LaFonta	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Frith	Morrish	

Total - 95

NAYS

Total - 0

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### ABSENT

Ansardi	Crowe	Heaton
Baudoin	Downs	Hopkins
Beard	Geymann	Scalise
Total - 9		

The resolution was concurred in.

### SENATE CONCURRENT RESOLUTION NO. 45— BY SENATOR DUPRE

#### A CONCURRENT RESOLUTION

To designate April 26, 2006, as "Obesity Awareness Day" at the legislature.

Read by title.

On motion of Rep. Baldone, and under a suspension of the rules, the resolution was concurred in.

### Message from the Senate

#### SENATE BILLS

April 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 146, 162, 163, 228, 245, 252, 269, 553, 653, 692, and 694

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

### SENATE BILL NO. 146— BY SENATOR MCPHERSON

#### AN ACT

To amend and reenact R.S. 56:116.4(A)(3), to provide relative to turkey hunting; to provide for the method of taking turkeys; to provide relative to certain exceptions; to provide relative to certain distance requirements; and to provide for related matters.

Read by title.

### SENATE BILL NO. 162— BY SENATOR ELLINGTON

#### AN ACT

To repeal R.S. 56:320(A)(5), relative to wire nets; to repeal the provision that a wire net shall only be used for the taking of legal size catfish; and to provide for related matters.

Read by title.

### SENATE BILL NO. 163— BY SENATOR CAIN

#### AN ACT

To amend and reenact R.S. 56:643(B), relative to hunting and fishing licenses; to provide relative to military personnel and their spouses and dependents; to provide relative to issuance of certain licenses; to provide terms, conditions, and procedures; and to provide for related matters.

Read by title.

### SENATE BILL NO. 228— BY SENATOR JONES

#### AN ACT

To amend and reenact Code of Criminal Procedure Art. 893, relative to suspension and deferral of sentence and probation in felony cases; to provide for suspension of sentence for certain third convictions; to require participation in a drug program; to provide for the period of probation upon completion of participation in a drug program; and to provide for related matters.

Read by title.

### SENATE BILL NO. 245— BY SENATOR MICHOT

#### AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain governing authorities of certain parishes to increase the rate of their sales tax if approved by the electorate of the parish; and to provide for related matters.

Read by title.

### SENATE BILL NO. 252— BY SENATOR ELLINGTON

#### AN ACT

To amend and reenact R.S. 48:381(C)(3), relative to utilities and facilities; to provide for the relocation of utilities and facilities for highway widening, relocation, or improvement purposes; to provide for utility relocation agreements; to provide relative to delays; and to provide for related matters.

Read by title.

### SENATE BILL NO. 269— BY SENATOR DUPRE

#### AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to levees; to provide for the contract limit for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide for the sunset of such provision; to provide an effective date; and to provide for related matters.

Read by title.

### SENATE BILL NO. 553— BY SENATOR ELLINGTON

#### AN ACT

To amend and reenact R.S. 56:578.11(B)(1), relative to the labeling of catfish packaging; to provide relative to the sale of certain fish as catfish; to provide for approved species of catfish; and to provide for related matters.

Read by title.

**SENATE BILL NO. 653—**

BY SENATOR CHEEK

AN ACT

To enact R.S. 47:470, relative to license plates; to establish the logo plate program for certain commercial fleet vehicles; to provide for qualifications; to provide restrictions; to provide for the design of logo templates; to authorize a one-time charge to create the plate template; to provide for promulgation of rules and regulations; and to provide for related matters.

Read by title.

**SENATE BILL NO. 692—**

BY SENATOR ADLEY

AN ACT

To authorize the state of Louisiana, acting through the Military Department, and the secretary of the Department of Wildlife and Fisheries to sell, convey, transfer, assign, and deliver to each other certain state property located in Webster Parish.

Read by title.

**SENATE BILL NO. 694—**

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 56:104(A)(1)(b), relative to license fees; to provide relative to dedication of certain fees; to provide for the funding of the development and preservation of breeding grounds for migratory waterfowl; to provide relative to funding for development and rejuvenation of quail, dove, and rabbit population; and to provide for related matters.

Read by title.

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

April 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 29 and 40

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Introduction of Resolutions,  
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE RESOLUTION NO. 44—**

BY REPRESENTATIVES GRAY AND JEFFERSON

A RESOLUTION

To commend the efforts of the Links, Incorporated and to recognize April 25, 2006, as Louisiana Links Day at the Capitol.

Read by title.

On motion of Rep. Gray, and under a suspension of the rules, the resolution was adopted.

**HOUSE RESOLUTION NO. 45—**

BY REPRESENTATIVE SALTER

A RESOLUTION

To commend the Anacoco High School boys varsity basketball team and Head Coach Keith Waddell for their accomplishments while competing in the 2006 Louisiana High School Athletic Association Class B state basketball championship.

Read by title.

On motion of Rep. Salter, and under a suspension of the rules, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 135—**

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI

A CONCURRENT RESOLUTION

To commend Diane Martinsen upon her selection as the recipient of the 2006 Regina Matrum Award from the Archdiocese of New Orleans.

Read by title.

On motion of Rep. Martiny, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 136—**

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the LSU School of the Coast and Environment to develop a plan to mitigate the damage caused by dredging oil and gas canals in Louisiana's coastal wetlands.

Read by title.

On motion of Rep. LaFonta, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Appropriations**

April 25, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Appropriations to submit the following report:

House Bill No. 758, by Alario (Joint Resolution)  
Reported with amendments. (10-0)

House Bill No. 759, by Alario  
Reported with amendments. (10-0) (Regular)

JOHN A. ALARIO, JR.

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Chairman

### **Report of the Committee on Civil Law and Procedure**

April 25, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 30, by Ansardi  
Reported with amendments. (7-0) (Regular)

House Bill No. 706, by Gallot  
Reported favorably. (7-0) (Regular)

House Bill No. 1124, by Frith  
Reported with amendments. (5-2-1) (Regular)

House Bill No. 1164, by Ansardi  
Reported with amendments. (7-0) (Regular)

GLENN ANSARDI  
Chairman

### **Report of the Committee on Commerce**

April 25, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Commerce to submit the following report:

House Bill No. 113, by Bruneau  
Reported favorably. (15-0) (Regular)

House Bill No. 202, by Crowe  
Reported by substitute. (7-5) (Regular)

House Bill No. 284, by Hammett  
Reported with amendments. (13-0) (Regular)

House Bill No. 312, by White  
Reported favorably. (11-0) (Regular)

House Bill No. 314, by White  
Reported favorably. (11-0) (Regular)

House Bill No. 356, by Martiny  
Reported favorably. (13-0) (Regular)

House Bill No. 400, by Jackson  
Reported with amendments. (16-0) (Regular)

House Bill No. 506, by Pinac  
Reported with amendments. (14-0) (Regular)

House Bill No. 754, by White  
Reported with amendments. (10-0) (Regular)

House Bill No. 946, by Daniel  
Reported with amendments. (13-0) (Regular)

House Bill No. 1265, by Faucheux  
Reported favorably. (13-0) (Regular)

GIL J. PINAC  
Chairman

### **Report of the Committee on Transportation, Highways and Public Works**

April 25, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

House Bill No. 450, by Pitre (Joint Resolution)  
Reported with amendments. (11-1-1)

House Bill No. 451, by Pitre  
Reported with amendments. (12-1-1) (Regular)

House Bill No. 694, by Smiley  
Reported with amendments. (13-0-1) (Regular)

House Bill No. 918, by St. Germain  
Reported with amendments. (10-0-1) (Regular)

House Bill No. 934, by Quezaire  
Reported favorably. (9-0-1) (Regular)

House Bill No. 971, by Quezaire  
Reported favorably. (10-3-1) (Regular)

House Bill No. 1013, by Erdey  
Reported with amendments. (13-0-1) (Regular)

House Bill No. 1152, by Pitre  
Reported favorably. (12-0-1) (Regular)

House Bill No. 1175, by Salter  
Reported with amendments. (10-0-1) (Regular)

ROY QUEZAIRE  
Chairman

### **Report of the Committee on Ways and Means**

April 25, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 541, by Arnold  
Reported unfavorably. (9-5)

House Bill No. 639, by Jefferson  
Reported favorably. (14-0) (Regular)

House Bill No. 649, by Salter  
Reported favorably. (13-0) (Regular)

House Bill No. 696, by Montgomery  
Reported with amendments. (12-0) (Regular)

House Bill No. 966, by Townsend  
Reported favorably. (14-0) (Regular)

BRYANT O. HAMMETT, JR.  
Chairman

### **Privileged Report of the Committee on Enrollment**

April 25, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 38—**

BY REPRESENTATIVE SALTER

**A RESOLUTION**

To commend the Red River High School boys varsity basketball team and Head Coach Keith Johnson upon their accomplishments while competing in the 2006 Louisiana High School Athletic Association Class 2A state basketball championship.

**HOUSE RESOLUTION NO. 39—**

BY REPRESENTATIVE BURNS

**A RESOLUTION**

To commend Secretary of State Al Ater for his outstanding job on election day in New Orleans on April 22, 2006, to recognize and record for posterity his extraordinary efforts to ensure fairness, accessibility, and accuracy in the election, and to express appreciation to him and his staff.

**HOUSE RESOLUTION NO. 40—**

BY REPRESENTATIVES JOHNS, DURAND, AND KATZ

**A RESOLUTION**

To commend the Louisiana Board of Pharmacy as recipient of the 2006 Fred T. Mahaffey Award presented by the National Association of Boards of Pharmacy.

**HOUSE RESOLUTION NO. 41—**

BY REPRESENTATIVES JOHNS, DURAND, AND KATZ

**A RESOLUTION**

To commend Mr. Carl Aron as recipient of the Lester E. Hosto Distinguished Service Award presented by the National Association of Boards of Pharmacy.

**HOUSE RESOLUTION NO. 42—**

BY REPRESENTATIVE WALKER

**A RESOLUTION**

To commend the Louisiana affiliate of the National Alliance on Mental Illness (NAMI Louisiana) upon being chosen to receive this year's Outstanding State Organization award by NAMI's national board of directors.

**HOUSE RESOLUTION NO. 43—**

BY REPRESENTATIVE BURRELL

**A RESOLUTION**

To commend the Fair Park High School Boys Basketball team upon winning the Class 3A state championship.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Privileged Report of the Committee on Enrollment**

April 25, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 67—**

BY REPRESENTATIVE JACK SMITH

**A CONCURRENT RESOLUTION**

To request the Department of Transportation and Development to construct an overpass at the intersection of U.S. Highway 90 and Louisiana Highway 318 and to present to the St. Mary Parish council a progress report on Interstate 49 South in St. Mary Parish.

**HOUSE CONCURRENT RESOLUTION NO. 71—**

BY REPRESENTATIVE MCVEA

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to study the practicality and feasibility of incorporating the new Mississippi River Bridge, which is included in the Transportation Infrastructure Model for Economic Development (TIMED) Program, as a component in a northern Baton Rouge loop and to include in its study options for possible routes and the possibility of implementing tolls along portions of the loop in order to finance its construction.

**HOUSE CONCURRENT RESOLUTION NO. 76—**

BY REPRESENTATIVE CAZAYOUX

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to study the practicality and feasibility of incorporating the new Mississippi River Bridge, which is included in the Transportation Infrastructure Model for Economic Development (TIMED) Program, and which, when complete will connect New Roads and St. Francisville as a component in a northern Baton Rouge loop and to include in its study the possibility of implementing tolls along portions of the loop in order to finance its construction.

**HOUSE CONCURRENT RESOLUTION NO. 121—**

BY REPRESENTATIVE GLOVER

**A CONCURRENT RESOLUTION**

To express sincere and heartfelt condolences to the family of Charles T. Beaird of Shreveport.

**HOUSE CONCURRENT RESOLUTION NO. 122—**

BY REPRESENTATIVES HONEY, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND RICHMOND AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

**A CONCURRENT RESOLUTION**

To recognize Monday, April 24, 2006, as Southern University Day at the Louisiana State Capitol.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Privileged Report of the Committee on Enrollment**

April 25, 2006

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To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

**HOUSE BILL NO. 174 (Duplicate of Senate Bill No. 121)—**  
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY  
AN ACT

To amend and reenact Code of Civil Procedure Article 2453, relative to the examination of a judgment debtor; to provide for service of process on the counsel of record; and to provide for related matters.

**HOUSE BILL NO. 423 (Duplicate of Senate Bill No. 392)—**  
BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON  
AN ACT

To amend and reenact R.S. 48:255(B)(1), relative to public contracts let by the Department of Transportation and Development; to provide relative to the deadline for awarding certain contracts let by the department; to provide for certain exceptions; and to provide for related matters.

**HOUSE BILL NO. 533 (Duplicate of Senate Bill No. 188)—**  
BY REPRESENTATIVE RITCHIE AND SENATOR NEVERS AND  
COAUTHORED BY REPRESENTATIVES ANSARDI, ARNOLD, BADON,  
BALDONE, BAUDOUIN, BAYLOR, BOWLER, BRUCE, BURNS, BURRELL,  
K. CARTER, R. CARTER, CROWE, CURTIS, DAMICO, DANIEL, DEWITT,  
DOERGE, DORSEY, DOVE, FANNIN, FARRAR, FAUCHEUX, GALLOT,  
GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HARRIS,  
HEATON, HILL, HONEY, HUNTER, HUTTER, JACKSON, JOHNS,  
KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT,  
LANCASTER, MARCHAND, MARTINY, McDONALD, MCVEA,  
MONTGOMERY, MORRELL, ODINET, PIERRE, PINAC, PITRE, T.  
POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, GARY SMITH,  
JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON,  
TOWNSEND, TRAHAN, TUCKER, WALSWORTH, WHITE, AND  
WOOTON AND SENATORS ADLEY, AMEDEE, BAJOE, BARHAM,  
BOASSO, BROOME, CHAISSON, CHEEK, DARDENE, DUPLESSIS,  
DUPRE, ELLINGTON, FONTENOT, B. GAUTREAUX, N. GAUTREAUX,  
HEITMEIER, HINES, HOLLIS, JACKSON, MARIONNEAUX,  
MCPHERSON, MOUNT, MURRAY, ROMERO, SCHEDLER, SHEPHERD,  
SMITH, THEUNISSEN, AND ULLO  
AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to rename the correctional facility located at Angie, Louisiana, as the B. B. "Sixty" Rayburn Correctional Center; and to provide for related matters.

**HOUSE BILL NO. 660 (Duplicate of Senate Bill No. 144)—**  
BY REPRESENTATIVE HUNTER AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 23:1293(A)(1) and (3) and to enact R.S. 23:1293(A)(5), relative to records of the Office of Workers' Compensation; to provide for the confidentiality of the Louisiana Workers' Compensation Second Injury Board documents; to provide for investigatory information; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 664 (Duplicate of Senate Bill No. 396)—**  
BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON  
AN ACT

To amend and reenact R.S. 34:3452(A)(1)(introductory paragraph), (B), and (C), 3453, 3454, and 3455(A) and to enact R.S. 34:3457.1, relative to the Port Construction and Development Priority Program; to provide relative to the deadline for submission of applications to such program; to provide relative to the review and approval of applications; to authorize reimbursement of funds expended for project construction in certain circumstances; and to provide for related matters.

Respectfully submitted,  
DONALD RAY KENNARD

Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

### Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the Committee on Education to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1119

### Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 127

### Suspension of the Rules

On motion of Rep. Toomy, the rules were suspended to permit the Committee on Judiciary to meet on Wednesday, April 26, 2006 upon adjournment.

### Suspension of the Rules

On motion of Rep. Schneider, the rules were suspended to permit the Committee on Retirement to meet on Wednesday, April 26, 2006 at 12:00 P.M.

### Adjournment

On motion of Rep. Kenney, at 4:00 P.M., the House agreed to adjourn until Wednesday, April 26, 2006, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, April 26, 2006.

ALFRED W. SPEER  
Clerk of the House

## COMMITTEE MEETING NOTICES

### Committee on Administration of Criminal Justice

Will meet at: 9:00 A.M. Date: April 26, 2006

Location: Committee Room 6

**HB 54 TOWNSEND CRIMINAL/RECORDS** Provides for the destruction of arrest records in certain circumstances

**HB 75 CAZAYOUX CRIMINAL/PROCEDURE** Provides with respect to issuance of search warrants for bodily samples to test for intoxication

**HB 79 TOWNSEND GAMBLING/VIDEO POKER** Provides for exemption from processing fees for filing change of name of licensee

**HB 149 SMITH, GARY CRIMINAL/RECORDS** Provides for the destruction of arrest records in certain circumstances

**HB 168 SMITH, JACK JUDGMENTS/CIVIL** Provides for a district attorney to obtain a civil judgment for monetary obligations when a defendant is found guilty or pleads guilty or nolo contendere

**HB 192 LAFONTA CRIMINAL/PROCEDURE** Requires notification of certain information to a nonresident alien before acceptance of a guilty or nolo contendere plea

**HB 217 TOWNSEND GAMBLING/VIDEO POKER** Provides for suspension of amenity provisions for truck stops located upon lands which have been expropriated

**HB 374 MARTINY PROBATION** Provides for suspension and deferral of sentence and probation in felony cases

**HB 379 MARTINY CORRECTIONS** Amends provisions regarding diminution of sentence

**HB 381 MARTINY CORRECTIONS** Amends provisions of law regarding medical parole eligibility

**HB 426 WOOTON GAMBLING/VIDEO POKER** Provides for the advertising and promotion of video draw poker activities

**HB 560 MARTINY GAMBLING/VIDEO POKER** Provides for player tracking at video draw poker establishments

**HB 618 MARTINY GAMBLING/VIDEO POKER** Provides with respect to licensing of qualified truck stop facilities

**HB 733 CAZAYOUX CHILDRENS CODE** Amends provisions regarding central registry for children in need of care

**HB 889 TOWNSEND GAMBLING/CHARITABLE** Transfers the regulation of charitable gaming from the office of charitable gaming control Department of Revenue to the Louisiana Gaming Control Board

**HB 995 GRAY CRIMINAL/BUREAU CRIML ID** Provides with respect to criminal background checks for certain agencies

**HB 1043 GREENE CRIME/HOMICIDE** Increases penalties for vehicular homicide

**HB 1162 CAZAYOUX DWI** Provides with respect to tests for suspected drunken drivers

**HB 1315 MARTINY GAMBLING/CHARITABLE** Provides with respect to the operation of electronic video bingo machines

**SB 126 JONES CRIME/PUNISHMENT** Provides for the retroactivity of more lenient penalties as provided for in Act 403 of the 2001 Regular Session of the Legislature. (gov sig)

**SB 128 JONES CRIMINAL JUSTICE** Removes prohibition on medical parole for inmates with contagious diseases and provides for conditions of parole to insure the inmate is not a threat to public safety.

**SB 401 JONES DNA** Provides for post-conviction relief period within which to file an application for DNA testing and for evidence preservation in such cases.

**SB 572 JONES CRIMINAL PROCEDURE** Provides for the use of peremptory challenges in jury trials.

DANIEL R. MARTINY  
Chairman

**Committee on Education**

Will meet at: 9:00 A.M. Date: April 26, 2006

Location: Committee Room 1

**HB 717 SALTER TAX/SALES-USE, LOCAL** Authorizes the Sabine Parish School Board to levy and collect an additional sales and use tax of up to one percent

**HB 1332 TOWNSEND SCHOOLS/BOARDS** Authorizes the Natchitoches Parish School Board to lease certain property to Waterworks District No. 2 of Natchitoches Parish for a specified time and cost for the purpose of drilling a water well

**HB 1119 CRANE (TBA) SCHOOLS/PROPRIETARY** Provides relative to proprietary schools (**Subject to Rule Suspension**)

- To receive and discuss information from the State Board of Elementary and Secondary Education and the state Department of Education relative to the minimum foundation program formula for FY 2006-2007 adopted by the board on March 14, 2006, and submitted to the legislature for its consideration.

CARL CRANE  
Chairman

**Committee on Health and Welfare**

Will meet at: 9:30 A.M. Date: April 26, 2006

Location: Committee Room 5

**HCR 1 WADDELL MEDICAID** Provides with regard to Medicaid reimbursement for Vagus Nerve Stimulators

**HCR 127DURAND (TBA) HEALTH CARE** Creates the Louisiana Healthcare Redesign Collaborative (Subject to rule suspension)

**HB 204 HUNTER NURSING HOMES** Requires installation of supervised automatic fire and sprinkler systems in nursing homes

**HB 626 BALDONE HUMAN SERVICES** Creates the South Central Louisiana Human Services Authority

**HB 789 DURAND HEALTH CARE/PROVIDERS** Provides that applicants for licensure as optometrists and medical psychologists be subject to criminal history background checks

**HB 797 CARTER, K. SANITARY CODE** Provides with respect to the Sanitary Code

**HB 848 WINSTON NURSING HOMES** Provides for submission of emergency preparedness plans by nursing homes in certain parishes

**HB 1193 BALDONE CHILDREN/ADOPTION** Provides that state police conduct records checks relative to adoptive placement

SYDNIE MAE DURAND  
Chairman

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### Committee on House and Governmental Affairs

Will meet at: 9:30 A.M. Date: April 26, 2006

Location: Committee Room 2

**HCR 31 ROBIDEAUX ATTORNEY GENERAL** Directs the attorney general to contact each displaced Louisiana citizen with an out-of-state address based upon the list obtained from FEMA regarding provisions of Louisiana laws which may affect such a citizen, particularly the interaction between certain income tax requirements and voter registration and voting

**HB 59 KATZ ELECTION CODE** Changes the hours the polls are required to be open on election day

**HB 427 LANCASTER ELECTIONS** Changes the hours the polls are required to be open on election day

**HB 193 LAFONTA ELECTIONS** Provides for the reinstatement of prior voter registration information for a voter who re-registers to vote in a parish in which he was previously registered, provided that he re-registers within three years of cancellation of his registration in that parish

**HB 354 ROBIDEAUX VOTING/REGISTRATION** Requires the Department of Revenue to provide certain notifications to the secretary of state and provides for challenge of voter registration relative thereto

**HB 489 JEFFERSON ELECTIONS** Changes the voter registration deadline from thirty to seven days prior to the election

**HB 490 JEFFERSON ELECTIONS** Provides for a voter to vote on a paper ballot if he appears at the incorrect polling place on election day but is a valid registrant of that parish who is eligible to vote in that election

**HB 641 JEFFERSON ELECTIONS** Relative to elections held in certain areas that have been affected by a gubernatorially declared emergency or disaster, authorizes the registered voters of the affected area to vote during the early voting period at certain temporary satellite voting locations

**HB 674 WADDELL ELECTIONS** Authorizes the secretary of state to develop and implement a pilot program for the conduct of early voting at additional locations within certain parishes

**HB 818 JEFFERSON VOTING/REGISTRATION** Provides that a person who is involuntarily displaced from his place of residence by a gubernatorially declared state of emergency does not lose his resident status if he intends to return to the place of residence

**HB 909 BRUNEAU ELECTION CODE** Makes changes in the election code

**HB 1277 BRUNEAU ELECTIONS** Authorizes the secretary of state to enter into agreements with other states to share voter registration information and requires the registrars to verify that applicants to vote absentee by mail are not registered elsewhere

**HB 482 GRAY REGISTRARS OF VOTERS** Provides for an annual job performance evaluation of registrars of voters and provides that any registrar of voters who receives a

rating of poor shall be subject to removal from office pending a hearing

**HB 1340 GRAY VOTERS/VOTING** Extends the application of provisions authorizing registered voters to vote during early voting in other parishes

CHARLES D. LANCASTER, JR.  
Chairman

### Committee on Insurance

Will meet at: 9:00 A.M. Date: April 26, 2006

Location: Committee Room 3

**HB 250 CARTER, K. INSURERS** Repeals requirement of U.S. citizenship to serve on the board or be an officer of a domestic stock insurer

**HB 340 CARTER, K. INSURANCE/POLICIES** Requires that notice of nonrenewal of certain insurance policies be delivered to interested parties

**HB 346 ANSARDI INSURANCE** Relative to disclosure of insurance policy information

**HB 360 LAFONTA INSURANCE/PROPERTY** Requires a written rejection of flood insurance

**HB 487 CARTER, K. INSURANCE DEPARTMENT** Provides relative to the organization of the Department of Insurance

**HB 790 LABRUZZO INSURANCE/RATING COMM** Provides relative to approval of rate increases for homeowners' insurance under certain circumstances

**HB 1036 TUCKER INSURERS** Authorizes domestic insurers to invest in mutual funds that invest in foreign securities

**HB 1045 HUTTER INSURANCE/POLICIES** Provides relative to notification prior to nonrenewal or cancellation of certain insurance policies

**HB 1136 RICHMOND INSURANCE/PROPERTY** Decreases policy rates from 10% to 5%

**HB 1268 FARRAR INSURANCE** Excludes coverage under LIGA for obligation on insurance policy assumed by member insurer from nonmember insurer or self-insured program

**HB 1286 HUTTER INSURANCE** Limits assessment levied by the Louisiana Citizens Property Insurance Corporation to remedy deficit caused by damage from Hurricane Katrina or Rita

**HB 1351 HUTTER INSURANCE/FIRE-CASUALTY** Provides insurance coverage for vacant residence unoccupied due to damage caused by a gubernatorially declared disaster

KAREN CARTER  
Chair

### Committee on Judiciary

Will meet at: UPON ADJOURNMENT Date: April 26, 2006

Location: Committee Room 1



**HCR 112 TOOMY STATE SYMBOL** Designates the German-American Cultural Center in Gretna as the official state German-American Cultural Center

**HB 19 TOOMY DISTRICT ATTORNEYS** Repeals the authority of the district attorney in Orleans Parish and East Baton Rouge Parish to reallocate the warrants received to pay assistant district attorneys

**HB 87 WHITE CRIMINAL/PROCESS** Requires hospitals to notify law enforcement agencies upon the release of certain persons

**HB 166 PINAC FEES/LICENSES/PERMITS** Provides relative to the regulation of tobacco products and increases permitting fees related to the sale of tobacco products

**HB 177 SMILEY STATE SYMBOL** Provides for a state poem for the state of Louisiana

**HB 183 FARRAR DISTRICT ATTORNEYS/ASST** Provides for state funding of assistant district attorneys for Orleans Parish

**HB 200 PINAC TAX/TOBACCO TAX** Provides relative to regulation of the sale of tobacco products

**HB 228 WALKER COURTS/CITY** Increases the civil jurisdictional amount in dispute in the City Court of Bunkie

**HB 229 WALKER COURTS/CITY** Increases the civil jurisdictional amount in dispute in the City Court of Marksville

**HB 269 PINAC FEES/LICENSES/PERMITS** Relative to regulation of the sale of tobacco products and use of monies derived from certain taxes thereon

**HB 404 WHITE DISTRICT ATTORNEYS/ASST** Increases the number of assistant district attorneys in the 19<sup>th</sup> JDC (EBR Parish)

**HB 1008 FARRAR DISTRICT ATTORNEYS** Repeals the authority of the district attorney in Orleans Parish and East Baton Rouge Parish to reallocate the warrants received to pay assistant district attorneys

**HB 1178 TOOMY DISTRICT ATTORNEYS/ASST** Provides for a salary increase for assistant district attorneys

**HB 1256 SCALISE EMERGENCY PREPAREDNESS** Requires the Governor's Office of Homeland Security and Emergency Preparedness to pre-bid certain hurricane disaster response contracts

**HB 1291 ERDEY STATE SYMBOL** Provides for a state cajun poem for the state of Louisiana

JOSEPH F. TOOMY  
Chairman

**Committee on Natural Resources**

Will meet at: 10:00 A.M. Date: April 26, 2006

Location: Committee Room 4

**HB 91 FARRAR BOATS/SHIPS/VESSELS** Creates "no-wake" zones at certain commercial boat landings

**HB 835 SMITH, JACK BOATS/SHIPS/VESSELS** Revises penalties for violations of state boating education requirements

**HB 836 SMITH, JACK BOATS/SHIPS/VESSELS** Revises provisions relative to the reporting of collisions and accidents on the waterways

**HB 1052 SMITH, JACK BOATS/SHIPS/VESSELS** Requires certain vessels to be titled

**HB 1069 PIERRE CONSERVATION** Provides relative to the priorities for conservation, allocation, and rationing of intrastate natural gas supplies in the event of an emergency

**HB 1229 BAUDOIN HUNTING** Prohibits permanent deer stands on state lands

**SB 12 ROMERO, C. PUBLIC LANDS** Authorizes state to sell undivided interest in certain parcel of land in St. Martin Parish.

**SB 153 ELLINGTON PUBLIC LANDS** Authorizes the transfer of property from the La. Military Dept. to the Caldwell Parish Police Jury. (gov sig)

**SB 364 ROMERO, C. WILDLIFE/FISHERIES DEPT** Authorize the secretary of Wildlife and Fisheries and the commissioner of administration to transfer certain state property located in St. Martin Parish.

**SB 366 ROMERO, C. WILDLIFE/FISHERIES DEPT** Authorize the secretary of Wildlife and Fisheries and commissioner of administration to transfer certain state property located in St. Martin Parish.

**SB 548 ELLINGTON PUBLIC LANDS** Provides for the transfer of property to the Sabine River Authority. (gov sig)

Consideration of the sale by the State Land Office of certain property of the Louisiana Technical College System, Greater Acadiana District, Gulf Area Campus located in Abbeville, LA

WILFRED PIERRE  
Chairman

**Committee on Retirement**

Will meet at: 12:00 p.m. Date: Wednesday, April 26, 2006

Location: Committee Room 1

**HB 45 TRICHE RETIREMENT/STATE EMPS** Provides with respect to reduction in state employment and for early retirement of members of LASERS

**HB 178 SCHNEIDER RETIREMENT/DROP** Provides for interruptions in DROP entry and DROP participation periods occasioned by Hurricanes Katrina and Rita

**HB 763 WADDELL RETIREMENT/BDS - COMMISSIONS** Provides for a surviving spouse to become a member of the board of trustees of the Police Pension Fund of the city of Shreveport

**HB 922 SCHNEIDER RETIREMENT BENEFITS** Changes final average compensation calculation period for new members of state and statewide retirement systems

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**HB 1039 TRICHE RETIREMENT/TEACHERS** Allows a member in the optional retirement plan to make a one-time irrevocable option to enter into system membership

M.P. SCHNEIDER III  
Chairman

## Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

### Weekly Committee Schedule

#### HOUSE OF REPRESENTATIVES

##### Committee on Environment

**Monday, May 1, 2006**  
**Committee Room No. 4**

#### INSTRUMENTS TO BE HEARD:

**NO MEETING IS SCHEDULED**

**Tuesday, May 2, 2006**  
**9:30 A.M.**

#### INSTRUMENTS TO BE HEARD:

**HB 1210 LAFONTA CRIME** Amends littering provisions to include roofing nails

**SB 209 FONTENOT ENVIRONMENT QUALITY DEPT**  
Authorizes DEQ to develop regulatory permits.

N. J. DAMICO  
Chairman

### Weekly Committee Schedule

#### HOUSE OF REPRESENTATIVES

##### Committee on Municipal, Parochial and Cultural Affairs

**Wednesday, May 3, 2006**  
**Committee Room No. 6**  
**UPON ADJOURNMENT**

#### INSTRUMENTS TO BE HEARD:

**HB 16 ANSARDI LOCAL FINANCE/BUDGET ACT**  
Provides relative to the Louisiana Local Government Budget Act

**HB 38 CARTER, R. LOCAL OFFL/POLICE CHIEFS**  
Authorizes the police chief of the city of Amite City to effect certain disciplinary actions relative to police personnel

**HB 39 CARTER, R. TAX/SALES-USE, LOCAL** Authorizes the parish of St. Helena to levy and collect an additional sales and use tax

**HB 207 JOHNS INDUSTRIAL DEVELOPMENT/BDS**  
Provides relative to the membership of the board of directors of the Industrial Development Board of the Town of Vinton, Inc.

**HB 466 SMITH, JACK DISTRICTS/DOWNTOWN DEVEL**  
Provides for recognition of the Franklin Downtown Development District as a downtown development district

**HB 470 DOERGE TAX/HOTEL OCCUPANCY** Increases the maximum rate of hotel occupancy tax authorized to be levied by the Webster Parish Convention and Visitors Commission

**HB 474 ERDEY LOCAL OFFL/POLICE CHIEFS** Authorizes the police chief of the town of Livingston to effect certain disciplinary actions relative to police personnel

**HB 492 HAMMETT DISTRICTS/SEWERAGE** Increases the maximum per diem authorized to be paid to the governing board members of the Concordia Parish Sewerage District No. 1

**HB 493 WOOTON DISTRICTS/SPECIAL** Provides relative to the Plaquemines Parish Courthouse District

**HB 516 JEFFERSON PROPERTY/IMMOVABLE** Provides relative to sale of property adjudicated to a parish or municipality, including provisions for the parish or municipal governing authority to provide procedures therefor by ordinance

**HB 529 WALKER PARISH/AVOYELLES** Authorizes the governing authority of Avoyelles Parish to establish and collect, subject to voter approval, a mosquito abatement service charge or rates of service charges

**HB 744 BRUNEAU PARKS** Relative to New Orleans City Park, provides that the New Orleans City Park Improvement Association and its board of commissioners shall be policy-making agencies within the Department of Culture, Recreation and Tourism, provides for certain other specified powers, and makes the department secretary a board member

**HB 751 GRAY PLANNING/ZONING** (Constitutional Amendment) Requires land use and zoning regulations to include provisions for inclusionary zoning for affordable housing

**HB 764 FRITH LIBRARIES** Transfers the administration and accounting of funds of the Vermilion Parish Library from the Vermilion Parish Policy Jury to the Vermilion Parish Library Board of Control

**HB 912 FRITH FIRE PROTECT/FIREMEN** Provides for minimum volunteer fireman training requirements

**HB 915 HONEY CIVIL SERVICE/FIRE & POL** Provides for benefits for employees in classified fire service who suffer certain hearing loss

**HB 974 GRAY PLANNING/ZONING** Authorizes and requires municipalities and parishes with land use or zoning ordinances or regulations to provide for inclusionary zoning for affordable housing

**HB 1168 SMITH, JACK SUPPLEMENTAL PAY** Provides relative to additional compensation authorized to be paid to certain firemen and law enforcement officers

**HB 1230 HILL TAX/LOCAL** Authorizes the governing authority of Allen Parish to levy and collect an additional hotel occupancy tax

**HB 1320 GLOVER TAX/SALES-USE, LOCAL** Authorizes the governing authority of certain municipalities to levy and collect an additional sales and use tax subject to voter approval

ERNEST BAYLOR, JR.  
Chairman

THESE SCHEDULES ARE TENTATIVE ONLY. LEGISLATIVE INSTRUMENTS MAY BE ADDED OR DELETED PRIOR TO MEETING DATE. SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.